

IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF CALIFORNIA

EDWARDS LIFESCIENCES, LLC, et al.,

Plaintiffs,

v.

COOK INCORPORATED, et al.,

Defendants.

No. C 03-03817 JSW

**ORDER ADOPTING REPORT
AND RECOMMENDATION**

On March 28, 2007, Magistrate Judge Brazil issued a report and recommendation regarding the use of deposition testimony taken in *Medtronic v. White*, Case 04-CV-2201 in this case. No party has filed objections to the Report and Recommendation within the required time period.

Having considered the Report and Recommendation, the Court it correct, well-reasoned and thorough, and adopts it in every respect. Accordingly, the parties shall be permitted to use deposition testimony from the *Medtronic v. White* case subject to the conditions set forth in Magistrate Judge Brazil's Report and Recommendation.

IT IS SO ORDERED.

Dated: April 13, 2007


JEFFREY S. WHITE
UNITED STATES DISTRICT JUDGE